

## CONFERENCE COMMITTEE REPORT DIGEST FOR ESB 317

**Citations Affected:** IC 13-11-2-237.5; IC 13-18-11.

**Synopsis:** Operator certification. Provides that the law concerning water distribution system operator certification applies to nontransient, noncommunity water systems and community water systems. Directs the department of environmental management to adopt regulations to implement certification programs for operators. Provides that a certified water treatment plant operator or water distribution system operator may renew the operator's certification every three years instead of every two years by: (1) paying a renewal fee; and (2) meeting any continuing education requirements established by the department of environmental management. (Provides that a certified wastewater treatment plant operator must still renew the operator's certificate every two years by paying a renewal fee.) Allows the commissioner of the department of environmental management to suspend the certificate of a water treatment plant operator, water distribution system operator, or wastewater treatment plant operator under certain circumstances. Allows the commissioner to issue a water treatment plant operator or water distribution system operator certificate to a person under certain circumstances if the person is an operator in responsible charge of a water treatment plant or water distribution system that was required by the United States Environmental Protection Agency to have a certified operator for the first time after February 5, 1999. Allows a water treatment plant or water distribution system that would otherwise not be able to operate to continue operating if the plant or system: (1) meets certain conditions; and (2) applies to the commissioner for certification of the operator in responsible charge of the water treatment plant or water distribution system. (This conference committee report: (1) removes a provision that clarifies, with respect to environmental violations, that an alleged violator may request a review of the order of an alleged violation within 20 days after receipt of notice; and (2) adds language that allows a water treatment plant or water distribution system that would otherwise not be able to operate to continue operating if the plant or system meets certain conditions and applies to the commissioner for certification of the operator in responsible charge of the water treatment plant or water distribution system.)

**Effective:** September 1, 2000.

# CONFERENCE COMMITTEE REPORT

**MR. PRESIDENT:**

*Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 317 respectfully reports that said two committees have conferred and agreed as follows to wit:*

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1           Page 1, line 9, delete "non-community" and insert
- 2           "**noncommunity**".
- 3           Page 2, line 7, after "size" insert ",".
- 4           Page 5, delete lines 2 through 32, begin a new paragraph and
- 5           insert:
- 6           "**(d) Notwithstanding section 14 of this chapter, a water**
- 7           **treatment plant or water distribution system that meets the**
- 8           **conditions of subsection (a)(1) may continue to operate if the water**
- 9           **treatment plant or water distribution system applies to the**
- 10          **commissioner for certification of the operator in responsible**
- 11          **charge of the water treatment plant or water distribution system**
- 12          **as provided in this section.**".
- 13          Renumber all SECTIONS consecutively.
- (Reference is to ESB 317 as reprinted February 22, 2000.)

**Conference Committee Report**  
**on**  
**Engrossed Senate Bill 317**

**S**igned by:

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Senator Gard  
Chairperson

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Representative Sturtz

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Senator Simpson

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Representative Atterholt

**Senate Conferees**

**House Conferees**